

AMENDMENTS TO THE CLAIMS:

The listing of claims will replace all prior versions, and listings, of claims in the application:

Listing of Claims:

1. (Original) A writing instrument having a proximal end and a distal end, said writing instrument comprising:
 - an inner writing element having a first writing tip and a first writing medium reservoir; and
 - an outer writing element having a second writing tip and a second writing medium reservoir;
 - wherein:
 - an inner axial passage extends through said second writing tip and said second writing medium reservoir;
 - said inner writing element is positioned in said inner axial passage through said second writing tip and said second writing medium reservoir;
 - said first writing tip is in direct operative contact with said first writing medium reservoir;
 - said second writing tip is in direct operative contact with said second writing medium reservoir; and
 - said inner writing element and said outer writing element are axially moveable with respect to each other.
2. (Original) The writing instrument of claim 1, further comprising:
 - a driving mechanism operatively coupled to at least one of said first and second writing elements.
3. (Currently Amended) The writing instrument of claim 2, wherein said driving mechanism is located at said proximal end of said writing instrument.

4. (Original) The writing instrument of claim 1, wherein said second writing tip is a nib.

5. (Original) The writing instrument of claim 4, wherein said nib comprises a connection component operatively coupling said nib to said first writing medium reservoir.

6. (Original) The writing instrument of claim 5, wherein said connection component is at least one prong.

7. (Original) The writing instrument of claim 5, wherein said connection component is an open-ended cylinder.

8. (Original) The writing instrument of claim 4, wherein said second writing medium reservoir is a filler-type reservoir.

9. (Original) The writing instrument of claim 8, wherein said second writing medium reservoir has a non-circular cross-section.

10. (Original) The writing instrument of claim 9, wherein said non-circular cross-section is oval.

11. (Original) The writing instrument of claim 4, wherein said first writing tip is selected from the group consisting of: nib, ball point, roller ball, stylus, chalk, charcoal, and lead.

12. (Original) The writing instrument of claim 1, wherein said second writing element is a solid-type writing element.

13. (Original) The writing instrument of claim 1, wherein said inner writing element has a wall formed from a non-corrosive material.

14. (Original) A writing instrument having a longitudinal axis, a proximal end, and a distal end, said writing instrument comprising:

an inner writing element having a first writing tip adjacent said distal end of said writing instrument, and a first writing medium reservoir, said first writing medium reservoir having a rear end;

an outer writing element having a second writing tip adjacent said distal end of said writing instrument, and a second writing medium reservoir, said first writing medium reservoir having a rear end; and

a driving mechanism operatively coupled to at least one of said inner writing element and said outer writing element;

wherein:

an inner axial passage extends through said second writing tip and said second writing medium reservoir;

said inner writing element is positioned in said inner axial passage in said outer writing element;

said inner and outer writing elements are axially moveable with respect to each other;

said driving mechanism is located at said rear end of at least one of said first or second writing medium reservoirs; and

actuation of said driving mechanism causes axial movement of at least one of said inner and outer writing elements.

15. (Original) The writing instrument of claim 14, wherein said driving mechanism comprises a first driving member and a second driving member movably coupled to each other.

16. (Currently Amended) The writing instrument of claim 15, wherein:
said first driving member is operatively coupled to said inner writing element;
said second driving member is operatively coupled to said outer writing element; and

one of said first and second driving members is coupled to at least a portion of ~~said~~ an outer barrel such that movement of said portion of said outer barrel actuates said driving mechanism to move one of said writing elements axially.

17. (Original) A writing instrument having a proximal end and a distal end, said writing instrument comprising:

an outer barrel;
a first writing element positioned within said outer barrel; and
a second writing element positioned within said outer barrel and having a nib-type writing point;

wherein:

said inner and outer writing elements are axially moveable with respect to each other; and

said outer barrel is configured to permit access to at least one of said inner and outer writing elements to remove and to replace said at least one of said inner and outer writing elements.

18. (Original) The writing instrument of claim 17, wherein said outer barrel includes a removable member permitting access to said at least one of said inner and outer writing elements upon removal of said removable member from said outer barrel.

19. (Original) The writing instrument of claim 18, wherein said removable member is a front nose cone.

20. (Original) The writing instrument of claim 17, wherein said second writing element has a filler-type writing medium reservoir.

21. (Original) The writing instrument of claim 20, further comprising a non-porous sleeve covering at least a portion of said writing medium reservoir of said second writing element.

22. (Original) The writing instrument of claim 17, wherein said first writing element extends through an in inner axial passage formed through said second writing element.

23. (Currently Amended) A filler-type instrument comprising:
an outer barrel; [[and]]
a filler-type reservoir within said barrel comprising a filler-material saturated with a marking medium; and
a writing tip coupled to said filler-type reservoir;
wherein:
said outer barrel includes a removable member permitting access to said filler-type reservoir; [[and]]
said filler-type reservoir has a non-porous element covering at least a portion of said writing tip and also covering at least a portion of an outer surface of said filler-type reservoir to permit handling of said filler-type reservoir without being soiled by the marking medium therein; and
said non-porous element acting as a coupling to join said writing tip and said filler-type reservoir together.

24. (Original) A writing instrument as in claim 23, wherein said non-porous element comprises a polypropylene wrap.

25. (Original) A writing instrument as in claim 23, wherein said non-porous element comprises a cartridge case.